

## BANKER HARPER'S TRIAL.

**THE JUDGE TELLS THE JURY THAT**

**He Makes Practically No Defence—The Case Submitted Without Argument—The Verdict Won't be Announced Till To-morrow.**

CINCINNATI, Dec. 10. The dramatic scenes in the Harper trial this morning were witnessed by a great crowd. Harper appeared accompanied by his wife and her sister and his little boy, a fine-looking fellow of 9 years. The testimony for the defence was virtually nothing. Mr. Marchant told what was the state of account of Swift's iron and steel works in 1887. It amounted to \$19,000 deposits and \$19,300 withdrawn—an overdraft. Mr. Phillips was called to show that the property of these works was worth over \$300,000.

F. Larkin, banker, was called to show that Harper had no money there for others than Harper, but all he could say was, that his bank had handled some paper of Timberlake's with endorsements by Wilschire, and the Court ruled it out as incompetent. Timberlake himself was called. He said Wilschire never bought for him. Wilschire had simply endorsed some of his paper. Mr. Blackburn said his purpose

was to show that Wilshire's testimony that he had bought for Harper only was not true. The Court reminded counsel that Wilshire had testified that he bought 250,000 bushels on his own account. The witness said he had bought more than this it might be done. The witness was excused.\*

Mr. Harper and his counsel then withdrew for a few minutes. After a few minutes Mr. Harper was called out. The consultation was upon the question of submitting the case without evidence. Mr. Harper was carrying her baby. She sat down and he held her with both arms. The witness removed its white hood and displayed a lovely head and face, bright eyes, fine complexion and full lips. The baby was the first of the sum of the crowd could be heard the baby's voice as it reached to the table after papers.

Judge Jackson's charge occupied an hour and a half. He said that the evidence showed that in every count Harper was charged with a criminal act. He said the responsibility of bank officers was not for losses on honest legal loans, but for losses on loans made on speculation, but for illegal acts for the benefit of others than the bank. He said the Court could assume these things proven which had been proven on each of the counts. He then enumerated one after another the various acts

regarded as proven by Harper's own admission, that he had been in the South Third Works upon no consideration, and declared that the defendant committed a wrongful act when he had taken the money from the Works in that way. So of the \$390,000 certificate of deposit in the First National Bank of New York, representing the South Third Works, this was a criminal act, admitted by the defendant.

The Court held that after act, all admitted by the defendant, that the defendant had constituted criminal acts. Among others was \$15,000 given to Hoyt for Hopkins in which Hopkins had to be paid by Harper & Hopkins. By sending collateralists to the Chemical National Bank, New York, and sending them to the defendant, Harper & Hopkins committed an unlawful criminal act. Harper's sole efforts to save the bank does not excuse Harper's crime. Harper & Hopkins, by sending a ship by afterward making efforts to save it. Referring to Harper's defence, that he had no money to pay the bank, Harper & Hopkins, his method, saying it was not reasonable for a man to sink \$1,400,000 in trying to save a ship, Harper & Hopkins, saying that it must find on his own testimony that the defendant had committed a crime.

Monday morning, the 11th of July this evening they had not brought in a verdict, and it was decided not to announce the verdict till Monday morning.

**DR. CORISH'S PROTEST.**

He describes the South Third Street Hospital as filthy.

Dr. John Corish, who refuses to obey the order of the Board of Trustees of the South Third Street Hospital, Williamsburgh, to vacate his office of house surgeon of that institution


"I made complaint of the filthy condition of the hospital and the letter sent to the Board of Trustees, which letter they say not only shows that I am too fresh, but, according to them, contains statements that should not have been made by a doctor. They say it was for writing that letter that I was expelled. You know the words 'The Relief' are over the front doors. Well, I wrote that when I entered the front door and saw the words, 'The Relief,' I wondered how they could have been there. I thought who was brought into this institution suffering from great loss of blood. We have not an instrument with which to transfuse blood or to transfuse milk or saline solutions. 'Order is Heaven's first law'; that is a quotation from the heading of the letter. I thought, 'I am not going to have no order here. I wrote that the doctor's work ran into the nurse's, and the nurse's work into the janitor's.' Cleanliness is next to godliness. That is another quotation from the rules. The whole floor is covered with dust. There is dust on the windows, on the window sills, on the railings, are covered. 'If one of you gentlemen of the Board of Trustees,' I wrote, 'should lean over the railing, his head would be in the clouds.' Like a New York boarder Alderman, 'moaning that they would have dusty stripes across their backs.' 'Cleanliness is next to godliness.' The closets and the bath tubs were filthy. 'How would you, I wrote, like to have such a state of affairs in the operating room? Would you like to get up on a cold board floor at all hours of the night and run the risk of getting splined?' 'The operating room is filthy. In one corner stands several boxes of soap and a couple of bottles of disinfectant. The floor is covered so thick with dust that you can't see the bottom of them. What instruments we have in the operating room, I estimate the value of the instruments at \$70.

"Now, that is what I wrote. Dr. Champney signed the letter with me, but he was not expelled.

**Vanderbilt Hospital**

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